

STATE OF NEW HAMPSHIRE



Mechanical Safety Board

Office: N.H. State Fire Marshal's Office
110 Smokey Bear Blvd., Concord, NH
Mailing Address: 33 Hazen Drive, Concord, NH 03305
603-223-4289, FAX 603-223-4294



**MEETING MINUTES
MECHANICAL SAFETY BOARD
September 17, 2014**

Timothy Dupont
Chairman
dupt@comcast.net

William Trombly Jr
Vice Chairman
bill@billtrombly.com

Omer Beaudoin
Member
omeranddolly@comcast.net

Steven Chartier
Member
schartier@justcallhertiage.com

Steve Labbe
Member
steve@paradigmph.com

David Pelletier
Member
pelletierd@Ualu131.org

Lyndon Rickards
Member
lricksards@eastern.com

Terrell Swain
Member
twain@capitalwell.com

The scheduled meeting of the Mechanical Safety Board was held at 98 Smokey Bear Blvd, Classroom 1, Concord, NH on the above date, beginning at 10:47 am. The members present and participating were Tim Dupont, Steve Labbe, Steven Chartier, David Pelletier, Omer Beaudoin, William Trombly Jr., and Lyndon Rickards. Absent was Terrell Swain. Also attending were Shana Warriner, Administrative Supervisor / Board Secretary, Jeffrey Cyr, Chief Mechanical Inspector and Matthew Labonte, Bureau Chief and Dept. of Safety Attorney David Hilts.

Non-Public Meeting

On the motion of Tim Dupont and second of Lyndon Rickards the board voted to conduct a non public session for the purpose of discussing confidential board business, namely a matter which if discussed in public would likely affect adversely the reputation of a person, other than a member of the body or agency itself and records pertaining confidential information noting that such a non public session is authorized by RSA 91-A:3,II(c) and RSA 91-A:5,IV.

Upon the motion of Tim Dupont and second by Lyndon Rickards the Board voted to withhold and seal the minutes of the non public session from public disclosure pursuant to RSA 91-A:3,II on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member. Each member recorded his or her vote on the motion which passed by the unanimous vote of all members present.

Call Meeting to Order.

Meeting was called to order at 10:47am.

Motion by Tim Dupont to approve Adam Soulios, Peter Lupas, Mark Warrington, Alexander D'Alessandro, Eli Margolis and Walter Dankhoff applications with conditions stated in non-public, second by Steve Chartier. All in favor.

Approve Minutes from Previous Meeting

Motion to accept August 20th minutes by David Pelletier second by Omer

Beaudoin. William Trombly Jr. and Lyndon Rickards abstained. All in favor.

Public Comment

Jim Fusco asked to move public comment to the end of the agenda so the public can speak after all is discussed. Tim Dupont stated he would move public comment to the end of the meeting going forward.

Correspondence

Richard Badeau sent in correspondence requesting a hearing. Tim Dupont has asked that Richard Badeau to be present for the November board meeting to discuss this request further.

Opening of the Public Hearing

Attorney David Hilts opened the public hearing at 11:00am for public comments to the proposed MEC 100 and 200 rules. Attorney Hilts asked if anyone from the public was there to make comment and no one replied. With no comments Attorney Hilts kept the hearing open pending any possible public input.

Training

None

Committee Reports

- a. BCRB Update – Tim attended his last board meeting. Tedd Evans begins representing the board in October. The BCRB had a discussion concerning mobile lunch carts due to an issue in Bow. BCRB is waiting for a decision from Superior Court.
- b. Rules Working Group Update – Chief Cyr mentioned that Director Degnan is concerned with the 300 and 400 rules. Chief Cyr handed out a very rough copy of the proposed 400 rules and asked that everyone please go over them and be ready to talk about them in October. Group will meet the first week in October.

Legislative Update

- a. HB 1383 – Governor signed on August 1st. This item can now be removed from the agenda. Matt Labonte will get a copy of HB 1383 to the board members as requested.

Old Business

- a. Final proposed 300 Rules were reviewed in their entirety with minor changes made. William Trombly made a motion to remove the “requirement letters of reference” for the journeyman and masters application and just required the one from their supervisor. Bill stated gas licensing doesn’t require letters other than the one from the supervisor. All in favor, motion

passed. The board discussed the NATE testing and decided that it didn't meet the requirements for a formal education. NATE is a testing agency and there is no teaching involved. Tim Dupont made a motion to accept the proposed 300 rules as is and with amendments, second by Steve Labbe. All in favor.

New Business

- a. A business & individual dual license # renewal discussion was held and the board agreed that giving a business and individuals the choice to pick which license number they would prefer to keep is fair. A letter will be sent out to the dual business entity license holders asking them to reply with which license number they are choosing to keep, or if they prefer a randomly generated new number.
- b. 2015 IMC & IPC code books are need for the board members. Tim Dupont will work on getting electronic copies for the board members. Tim suggested a sub-committee be put together to meet on amendments for the 2015 plumbing and gas codes.

Chief Inspectors Report

Chief Cyr reviewed his report with the board. Chief Cyr mentions that the consent agreement for Eduardo Chaviano is all set to be signed as parties are in agreement. Tim Dupont motioned to accept the consent agreement and was second by William Trombly Jr. All in favor. Chief Cyr mentioned that inspectors will be coming to the October meeting with a presentation for the 2015 and 2016 seminar providers training.

Closing of the Proposed MEC 100 & 200 Rules Public Hearing

Attorney David Hilts stated with no public comments he has closed the public hearing at 1:45pm.

With no further business to address the Board meeting adjourned at 1:46 pm. ***The next meeting of the Board will be October 15, 2014 at 10:00 a.m., 98 Smokey Bear Blvd. Classroom 1, Concord NH 03301***

End of Minutes